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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION

BRADLEY B. TALCOTT, and LINDA  
K. CARICABURU, and JAMES  
TALCOTT CONSTRUCTION, INC.,  
THE BRADLEY TALCOTT LIVING  
TRUST DATED JUNE 18, 2013, AND  
THE LINDA K. CARICABURU  
LIVING TRUST DATED JUNE 18,  
2013,

Plaintiffs,

v.

MARSH & McLENNON AGENCY,  
LLC,

Defendant.

NOTICE OF REMOVAL

TO: Bradley B. Talcott, Linda K. Caricaburu, James Talcott Construction Inc.,  
Plaintiffs; Maxon R. Davis, of Davis, Hatley, Haffeman & Tighe, P.C.,  
Plaintiffs' Attorney; and CASCADE COUNTY CLERK OF DISTRICT  
COURT:

Defendant Marsh & McLennan Agency, LLC (incorrectly identified in the caption of this matter as Marsh & McLennon Agency, LLC) (“MMA”) respectfully gives notice and shows the Court:

1. On August 12, 2021, an action was commenced against Defendant MMA in the Montana Eighth Judicial District Court, Cascade County entitled *Bradly B. Talcott, and Linda K. Caricaburu, and James Talcott Construction Inc., the Bradley Talcott Living Trust dated June 18, 2013, and the Linda K. Caricaburu Living Trust Dated June 18, 2013 v. Marsh & McLennon Agency, LLC*, Cause No. DDV-21-0432. Defendant received copies of the Complaint and Summons on August 12, 2021. Copies of the Civil Cover Sheet, Complaint and Summons are attached hereto as Exhibits A, B and C. No further proceedings have been had in the action.

2. The Complaint on file herein seeks damages exceeding \$2,700,000.

3. Plaintiff Bradley B. Talcott, at the time this action was commenced was and still is a resident and citizen of Cascade County, State of Montana.

4. Plaintiff Linda K. Caricaburu, at the time this action was commenced was and still is a resident and citizen of Cascade County, State of Montana.

5. Plaintiff James Talcott Construction Inc., at the time this action was commenced was and still is a corporation incorporated under the laws of the State

of Montana with its principal place of business in Great Falls, Cascade County, Montana.

6. Defendant, MMA, at the time this action was commenced was and still is a limited liability company incorporated under the laws of the State of Delaware, with its principal place of business in New York, New York, and was not and is not a citizen of the State of Montana, wherein this action was brought.

7. The above-described action is one in which this Court has original jurisdiction under the provisions of 28 U.S.C. § 1332, and is one which may be removed to this Court by the Defendant herein, pursuant to the provisions of 28 U.S.C. § 1441 in that it is a civil action wherein the matter in controversy exceeds the sum or value of Seventy Five Thousand and 00/100 Dollars (\$75,000.00), exclusive of interest and costs, and is between citizens of different states.

8. Pursuant to Federal Rule of Civil Procedure 81(c)(2)(C), Defendant will file its Answer to Plaintiffs' Complaint by October 4, 2021.

WHEREFORE, Defendant prays that the action now pending against it in the Montana Eighth Judicial District Court, Cascade County, be removed therefrom to this Court.

DATED this 27th day of September, 2021.

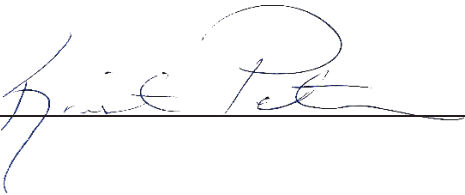
/s/ Bradley J. Luck  
Attorneys for Defendant

### CERTIFICATE OF SERVICE

I hereby certify that on September 27, 2021, a copy of the foregoing document was served on the following persons by the following means:

_____	Hand Delivery
<u>1-2</u>	Mail
_____	Overnight Delivery Service
_____	Fax (include fax number in address)
<u>1</u>	E-Mail (include email in address)

1. Maxon R. Davis  
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*Attorneys for Plaintiffs*
2. Clerk of District Court  
Cascade County  
415 2nd Avenue North  
Great Falls, MT 59401



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